

Message Text

UNCLASSIFIED

PAGE 01 BERN 01041 151659Z

53

ACTION L-03

INFO OCT-01 EUR-25 ISO-00 SCA-01 JUSE-00 DRC-01 RSC-01

/032 W

----- 110101

P 151630Z MAR 74

FM AMEMBASSY BERN

TO SECSTATE WASHDC PRIORITY 8812

UNCLAS BERN 1041

E.O. 11652: N/A

TAGS: CGEN, PFOR, SZ

SUBJ: EXTRADITION OF JOSETTE GEISSE (DIVORCED BAUER)

REF: STATE 214606

1. H.P. WYSSMANN, THE SWISS OFFICIAL OF THE POLICE DIVISION, FED. DEPT OF JUSTICE AND POLICE, DEALING DIRECTLY WITH EXTRADITION MATTERS ASKED EMBOFF TO COME TO POLICE DIVISION TO DISCUSS "EXTRADITION MATTERS". TODAY AT THE MEETING WYSSMANN SAID HE HAD BEEN ASKED BY HIS SUPERVISOR TO RAISE THE JOSETTE GEISSE (DIVORCED BAUER) CASE WITH THE EMBASSY. HE SAID THE POLICE DIVISION VIEWED THIS AS A "TEST CASE IN EXTRADITION RELATIONS". WYSSMANN REMINDED EMBOFF THAT EXTRADITION OF MRS. GEISSE, A CONVICTED MURDERESS, VERY IMPORTANT TO GOS BECAUSE OF NOTORIETY ATTACHED TO HER CASE. WYSSMAN THEN EXPRESSED CONCERN THAT MRS. GEISSE MIGHT BE RELEASED FROM PRISON BEFORE APPEAL OF DISTRICT COURT'S DECISION THAT SHE COULD NOT BE EXTRADITED IS CONCLUDED. HE SAID SWISS EMBASSY IN WASHINGTON HAD BEEN TOLD BY US DEPT OF JUSTICE THAT THE ONLY WAY TO ENSURE THAT MRS. GEISSE NOT RELEASED DURING THIS TIME WAS TO OBTAIN A WRIT OF "DETAINER". WYSSMANN SAID SWISS EMBASSY HAD BEEN INFORMED THAT USG WOULD NOT OBTAIN THE WRIT. THE SWISS EMBASSY'S LEGAL COUNSEL ESTIMATED LEGAL FEES TO OBTAIN WRIT WOULD BE AT LEAST \$1400 TO \$1700. WYSSMANN SAID GOS WOULD NOT, RPT NOT, PAY THIS COST AND IF, IN FACT, "DETAINER" NECESSARY TO ENSURE UNCLASSIFIED

UNCLASSIFIED

PAGE 02 BERN 01041 151659Z

MRS. GEISSE NOT RELEASED BEFORE EXTRADITION

DECIDED, GOS BELIEVED USG SHOULD PAY. WYSSMANN ADDED THAT IF MRS. GEISSEER RELEASED FROM PRISON AND THEN "DISAPPEARED" BEFORE EXTRADITION DECIDED HIS SUPERIORS (NOTABLY DR. KURT MARKEES, A LEADING SWISS GOVT EXPERT ON US-SWISS LEGAL MATTERS) BELIEVED US WOULD BE IN "VIOLATION" OF US/SWISS EXTRADITION TREATY.

2. WYSSMANN WENT ON TO NOTE GOS HANDLES ALL LEGAL ASPECTS OF EXTRADITION REQUESTS BY USG TO GOS AND THAT IT IS NOT FAIR THAT GOS NOT RECEIVE EQUIVALENT TREATMENT IN US. FYI EMBASSY CONFIRMS THAT GOS ABSORBS ALL LOCAL LEGAL COSTS OF EXTRADITION REQUESTS. ONLY CHARGES TO USG ARE COSTS OF DETENTION WHILE AWAITING EXTRADITION AND TRANSPORT FROM PRISON TO AIRPORT. THESE EXPENSES ARE TO BE PAID BY REQUESTING STATE UNDER ART. XIII OF TREATY. END FYI.

3. WYSSMANN ALSO STATED THAT A "SOCIALIST MEMBER OF PARLIAMENT FROM GENEVA" (WYSSMANN REFUSED TO GIVE A NAME), WHO OPPOSES RATIFICATION OF JUDICIAL ASSISTANCE TREATY, IS SAID TO BE WATCHING MRS. GEISSEER'S CASE (THE MURDER WAS COMMITTED IN GENEVA) TO USE AS AN EXAMPLE OF THE USG'S UNWILLINGNESS TO LIVE UP TO ITS TREATY OBLIGATIONS - IF IN FACT MRS. GEISSEER IS NOT EXTRADITED.

4. ACTION REQUESTED: EMBASSY STRONGLY RECOMMENDS THAT USG ITSELF TAKE WHATEVER ACTION IS NECESSARY TO ENSURE THAT MRS. GEISSEER REMAINS IN CUSTODY PENDING OUTCOME OF APPEAL ON EXTRADITION REQUEST.

DAVIS

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptoning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: EXTRADITION, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 15 MAR 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974BERN01041
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: BERN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740341/aaaabmgs.tel
Line Count: 92
Locator: TEXT ON-LINE
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: STATE 214606
Review Action: RELEASED, APPROVED
Review Authority: shawdg
Review Comment: n/a
Review Content Flags:
Review Date: 30 JUL 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <30 JUL 2002 by elbezefj>; APPROVED <10 DEC 2002 by shawdg>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: EXTRADITION OF JOSETTE GEISSER (DIVORCED BAUER)
TAGS: CGEN, PFOR, SZ, (GEISSER, JOSETTE)
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005